

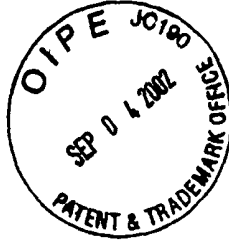


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
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WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/067,218	02/07/2002	Dan A. Steinberg	A1148.0000/P013

26086  
HALEOS, INC.  
3150 STATE STREET  
BLACKSBURG, VA 24060



CONFIRMATION NO. 6453

FORMALITIES LETTER



\*OC000000007739454\*

Date Mailed: 03/28/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

10/21/2002 S5ALEEKU 00000009 500369 10067218

01 FC:1051 130.00 CH

*A copy of this notice **MUST** be returned with the reply.*

Millicent K. H. Lee  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



ORIGINAL FILED

Attorney Docket No.: 23091/23 (ACT-214)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Dan A. Steinberg

EXAMINER: Unknown GROUP ART UNIT: 2874

SERIAL NO.: 10/067,218 CONFIRMATION NO: 6453

FILED: February 7, 2002

FOR: V-GROOVE WITH TAPERED DEPTH AND METHOD FOR MAKING

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage in an envelope addressed to: BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, DC 20231 on:

By:

Deborah Celeste

Date

August 28, 2002

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NON-PROVISIONAL APPLICATION**

Sir:

In response to the Notice to Filing Missing Parts of Non-Provisional Application, dated March 28, 2002 (a copy of which is enclosed), **Applicant respectfully states that no parts are missing and that the Notice to File Missing Parts was issued in error.**

**Material Facts:**

An executed Declaration dated February 7, 2002 was filed with the application on February 7, 2002. A copy of the Declaration is attached as Exhibit 1.

2. The Utility Patent Application Transmittal filed with the application on February 7, 2002 references the enclosure of the executed Declaration. A copy of the Utility Patent Application Transmittal is attached as Exhibit 2.

**Conclusion:**

No parts are missing and the application is in order. The Notice to File Missing Parts was issued in error.

**Conditional Petition:**

In an excess of caution Applicant conditionally petitions for any extensions of time for responding as may be required and for acceptance of the accompanying Declaration. As filed with the Application, no serial number was available on February 7, 2002. The application is, however, referenced within the Declaration by title and as "attached hereto" and the Declaration is dated. Please charge any fees due to Deposit Account No. 50-0369.

Dated: August 28, 2002

Respectfully submitted,



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Thomas M. Saunders, Reg. No, 29,585  
Customer No. 21710  
Attorney for Applicant(s)  
Brown Rudnick Berlack Israels, LLP  
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Please type a plus sign (+) inside this box

Approved for use through 10/31/2002. OMB 0851-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL		Attorney Docket No. A1148.0000/P013	
		First Inventor Dan A. Steinberg	
		Title V-GROOVE WITH TAPERED DEPTH AND, etc.	
(Only for new nonprovisional applications under 37 CFR 1.53(b))		Express Mail Label No.	
APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.		ADDRESS TO: Box Patent Application Commissioner for Patents Washington, DC 20231	
1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original, and a duplicate for fee processing)		7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)	
2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)	
3. <input checked="" type="checkbox"/> Specification (Total Pages 18) (preferred arrangement set forth below) <ul style="list-style-type: none"><li>- Descriptive title of the invention</li><li>- Cross Reference to Related Applications</li><li>- Statement Regarding Fed sponsored R &amp; D</li><li>- Reference to sequence listing, a table, or a computer program listing appendix</li><li>- Background of the Invention</li><li>- Brief Summary of the Invention</li><li>- Brief Description of the Drawings (if filed)</li><li>- Detailed Description</li><li>- Claim(s)</li><li>- Abstract of the Disclosure</li></ul>		a. <input type="checkbox"/> Computer Readable Form (CRF)	
4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) (Total Sheets 9)		b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper	
5. <input checked="" type="checkbox"/> Oath or Declaration (Total Pages 2) a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed) i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).		c. <input type="checkbox"/> Statements verifying identity of above copies	
6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76		ACCOMPANYING APPLICATIONS PARTS	
18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.: _____ Prior application information: Examiner _____ Group / Art Unit: _____ For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.		9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))	
		10. <input type="checkbox"/> 37 CFR 3.73(b) Statement (when there is an assignee) <input type="checkbox"/> Power of Attorney	
		11. <input type="checkbox"/> English Translation Document (if applicable)	
		12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations	
		13. <input type="checkbox"/> Preliminary Amendment	
		14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)	
		15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)	
		16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.	
		17. <input type="checkbox"/> Other: _____	
19. CORRESPONDENCE ADDRESS			
<input checked="" type="checkbox"/> Customer Number or Bar Code Label		26086 or <input type="checkbox"/> Correspondence address below	
Name		Haleos, Inc. Martin G. Meder, Esq.	
Address		3150 State Street	
City		State	VA
Country		Zip Code	24060
		Telephone	(540) 230-0951
		Fax	(540) 553-3717
Name (Print/Type)		Registration No. (Attorney/Agent)	39,803
Signature		Date	February 7, 2002

COPY

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ORIGINALLY FILED